

<p>1 Iron Workers Local Union et al v. 2 Philip Morris et al 3 No. 1:97-cv-01422 4 5 Verdict: 3-18-99 6</p>	<p>Verdict for defense on 3rd party insurer-plaintiffs state and federal RICO claims and conspiracy. From the verdict form, it cannot be determined whether the defense that the plaintiffs were too remote from the claims had an effect on the verdict. Ex. 32</p>
<p>7 Cipollone v. Liggett et al 8 No. 83-2864, D. N. J. 9 Verdict: 6-15-88 10 11 12 13</p>	<p>Partial verdict for the plaintiff against Liggett. Partial defense verdict for Philip Morris. Multiple appeals followed. Eventually a new trial was ordered on claims which were not found pre-empted by the Federal Cigarette Labeling Act, including claims for fraud. The plaintiffs abandoned the case, however, due to Exorbitant costs. Ex. 33</p>

14 Dated: August 28, 2009

Respectfully Submitted,

BAUM, HEDLUND, ARISTEI & GOLDMAN, P.C.

17 By: /s/Frances M. Phares
18 Frances M. Phares, Esq.
19 Michael L. Baum, Esq.
20 Attorneys for Plaintiff
21
22
23
24
25
26
27
28

Appendix 1 to Pltf Reply Memo Re
Collateral Estoppel / Motion to Stay